

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WISCONSIN  
GREEN BAY DIVISION

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MANITOWOC CRANES, LLC,

Plaintiff,

Case No: 13cv677

-vs-

SANY AMERICA, INC. and  
SANY HEAVY INDUSTRY CO., LTD.,

Defendants.

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**PLAINTIFF MANITOWOC CRANES, LLC'S MOTION TO LIFT STAY**

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Plaintiff Manitowoc Cranes, LLC ("Manitowoc"), pursuant to 28 U.S.C. §1659(a), hereby moves the Court to lift the stay entered on July 17, 2013 staying this action pending resolution of International Trade Commission Investigation No. 337-TA-887. Dkt. 20. On April 16, 2015, the International Trade Commission ("ITC") determined that Defendants Sany America Inc. and Sany Heavy Industry Co. Ltd. ("Sany") had infringed one of Manitowoc's patents and misappropriated multiple Manitowoc trade secrets.

The stay has served its purpose. This Court now has a well-developed record and detailed factual and legal findings regarding Manitowoc trade secrets. Moreover, Sany cannot show that it is entitled for the stay to be maintained under the traditional factors applied in the Seventh Circuit. Accordingly, and for the additional reasons provided in the accompanying brief, Manitowoc respectfully requests the Court lift the stay so that Manitowoc may pursue damages and equitable relief that the ITC cannot provide.

DATED: July 15, 2015

Respectfully submitted,

/s/ Joel S. Aziere

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